



# Council Agenda Report

To: Mayor Jennings and the Honorable Members of the City Council

Prepared by: Victor Peterson, Building Official

Approved by: Katie Lichtig, City Manager

Date prepared: October 17, 2002 Meeting date: October 28, 2002

Subject: Council Authorization for the Building Safety Director, Victor Peterson, to Negotiate, Sign and Execute a Contract with the State Water Quality Control Board for a Clean Beaches Initiative Grant Fund Project (Proposition 13).

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**RECOMMENDED ACTION:** Staff requests that the City Council authorize the Director of Building Safety to negotiate for and ultimately sign and execute a contract for the Clean Beaches Initiative Proposition 13 grant fund project "Implementation of the Santa Monica Bay Restoration Project Septic System Management Plan".

**FISCAL IMPACT:** The project as currently constructed would enable the City to implement several elements of its Wastewater Management Plan utilizing funds from the Grant as opposed to General Fund or Building Safety revenues. The Grant is for a total of \$794,000. No matching funds are required.

**DISCUSSION:** On April 8, 2002 the City Council authorized the Director of Building Safety, Victor Peterson, to act as the Grant Contractor for the referenced project on behalf of the City. From that time to now, the Building Safety Director has been working directly with Stephen Groner of Santa Monica Bay Restoration Project, Bruce Douglas of Questa Engineering and Bruce Locken of the California Coastal Conservancy and State Water Board to develop the project to the point where a contract for the project can be constructed and presented to the contracting agencies for approval.

The work plan and contract are in final draft form at this time. The State Water Resources Control Board is requesting that, for the project to continue development and finalization, the City Council formally authorize a representative to "negotiate, sign and execute" a contract on behalf of the City. The City Manager recommends that the City's designee be the Director of Building Safety, Victor Peterson.

The City staff and representatives of the participating agencies clearly understand that the City's representative may not sign a contract and commit the City to a work program prior to the express and written consent of the City Council and after an approval of the form and content of the contract by the City Attorney and City Manager.

A copy of the draft work plan and contract is attached for the review of the City Council. The implementation of the work plan has the potential to enable the City to complete significant elements of the City's Wastewater Management Plan utilizing grant fund monies. Additionally, the project will assist in completing the task of the issuance of Waste Discharge Requirements and Waste Discharge Permits to multifamily and commercial occupancies as required by the Los Angeles Regional Water Quality Control Board.

ALTERNATIVES: The City Council may choose to designate someone other than the Director of Building Safety as the City's representative or may choose to withdraw from the Grant Fund Project at this time.

STAFF FOLLOW UP: With the approval of and at the direction of the City Council, the City's representative will negotiate any additional and final details of the contract and work plan with the participating agencies and their contractors prior to bringing the final work plan and contract to the City Council for review and potential approval. It is clearly understood that the City's representative may not sign and execute the contract without prior approval from the City Council.

ATTACHMENTS:

1. Current "draft" work plan and project description
2. Memorandum of actions from April 8, 2002 City Council Meeting authorizing the Building Official to accept the status of Grant Contractor for the referenced Grant Fund Project.